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HOUSE BILL 240

43RD LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1997

INTRODUCED BY
GARY K. KING

AN ACT

RELATING TO THE ENVIRONMENT; ENACTING A NEW SECTION OF THE NMSA
1978 TO PROHIBIT THE STATE AND ITS POLITICAL SUBDIVISIONS FROM
ENDORING COMMERCIAL HOUSEHOLD CONSUMER PRODUCTS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. CONSUMER PRODUCT INFORMATION--IMPROPER
INTERFERENCE IN BUSINESS COMPETITION BY STATE GOVERNMENT.--

A. No state agency, county or political subdivision shall endorse the viability of a particular household consumer product or promote the use of one commercial product over another. No state agency, county or political subdivision shall provide information on household hazardous substances unless the information is competent and reliable.

B. As used in this section, "competent and reliable" means information based on scientific study that includes tests

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[bracketed material] = delete

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1 performed by a certified laboratory and verified by scientific
2 peer review.

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State of New Mexico House of Representatives

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

January 30, 1997

Mr. Speaker:

Your BUSINESS AND INDUSTRY COMMITTEE, to whom has
been referred

HOUSE BILL 240

has had it under consideration and reports same with
recommendation that it DO PASS, amended as follows:

1. On page 1, line 22, strike "hazardous substances" and
insert in lieu thereof "consumer products".

and thence referred to the CONSUMER AND PUBLIC AFFAIRS
COMMITTEE.

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

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Respectfully submitted,

Fred Luna, Chairman

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 10 For 0 Against

Yes: 10

Excused: Getty, Hobbs

Absent: Olguin

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State of New Mexico House of Representatives

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

February 18, 1997

Mr. Speaker:

Your CONSUMER AND PUBLIC AFFAIRS COMMITTEE, to
whom has been referred

HOUSE BILL 240, as amended

has had it under consideration and reports same with
recommendation that it DO PASS, amended as follows:

1. On page 1, line 19, strike "endorse the viability of a
particular" and insert in lieu thereof "make a recommendation to
use a".

2. On page 1, line 20, before "or" insert "in a manner
inconsistent with its label directions".

3. On page 2, line 3, insert a new subsection:

"C. Nothing contained in this section shall be
construed as a limitation on the state to provide information to

FORTY-THIRD LEGISLATURE
FIRST SESSION, 1997

HCPAC/HB 240

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consumers on hazardous waste disposal."

Respectfully submitted,

Gary King, Chairman

Adopted _____ Not Adopted _____

(Chief Clerk)

(Chief Clerk)

Date _____

The roll call vote was 7 For 0 Against

Yes: 7

Excused: Rios, Vaughn, Vigil

Absent: None

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Underscored material = new
[bracketed material] = delete